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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 LAMONE T. BLUE, )

11 Plaintiff, )

12 v. )

13 INMATE SHANE, *et al.*, )

14 Defendants. )  
\_\_\_\_\_)

CASE NO. C09-980-MJP-JPD

REPORT AND RECOMMENDATION

15 Plaintiff Lamone Blue is a Washington State prisoner who is currently incarcerated at the  
16 Monroe Correctional Complex - Special Offenders Unit. On July 13, 2009, plaintiff submitted to the  
17 Court for review a proposed civil rights complaint alleging improper conduct on the part of two  
18 fellow inmates and various Department of Corrections employees. (*See* Dkt. No. 1.) Plaintiff failed  
19 to submit either the \$350 filing fee or an application for leave to proceed with this action *in forma*  
20 *pauperis* with his complaint. Accordingly, on July 14, 2009, the Clerk sent plaintiff a letter advising  
21 him that he would have to submit either the entire filing fee or an application for *in forma pauperis*  
22 status on or before August 13, 2009, and that his failure to do so could result in dismissal of his case.  
23 (Dkt. No. 3.)

24 To date, plaintiff has not complied with the Clerk's directive to either pay the filing fee or  
25 submit an application for *in forma pauperis* status. As plaintiff has had ample time to comply with  
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1 the filing fee requirement, but has failed to do so, this Court recommends that the instant action be  
2 dismissed without prejudice for failure to prosecute. A proposed Order accompanies this Report and  
3 Recommendation.

4 DATED this 23rd day of September, 2009.

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6 JAMES P. DONOHUE  
7 United States Magistrate Judge  
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